

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANTHONY SMITH,

Plaintiff,

v.

CALIFORNIA PRISONS, et al.,

Defendants.

No. 2:20-cv-0017 JAM CKD P

ORDER

Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On April 10, 2020, the magistrate judge filed findings and recommendations herein which were served on plaintiff and which contained notice to plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. Plaintiff has filed objections to the findings and recommendations.<sup>1</sup>

////

<sup>1</sup> The magistrate judge recommends that this action be dismissed for plaintiff's failure to file an amended complaint. In his objections, plaintiff alleges he did file an amended complaint. The court notes that on March 19, 2020, plaintiff filed a document he titled "Petition Response of Order Deadline and Amended Complaint." However, that document in no material way complies with the magistrate judge's February 25, 2020 order as to the contents of the amended complaint.

1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this  
2 court has conducted a de novo review of this case. Having carefully reviewed the entire file, the  
3 court finds the findings and recommendations to be supported by the record and by proper  
4 analysis.

5 Accordingly, IT IS HEREBY ORDERED that:

- 6 1. The findings and recommendations filed April 10, 2020, are adopted in full; and
- 7 2. This action is dismissed without prejudice.

8  
9 DATED: May 26, 2020

10 /s/ John A. Mendez

11 UNITED STATES DISTRICT COURT JUDGE  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28